

Attorney Docket No.: UCSD1360-1

### THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Albani et al.

Art Unit:

Unassigned

Application No.:

10/001,938

Examiner:

Unassigned

Filed:

October 31, 2001

Title:

IMMUNOMODULATORY PEPTIDES DERIVED FROM HEAT SHOCK

PROTEINS AND USES THEREOF

#### **BOX MISSING PARTS**

Commissioner for Patents Washington, DC 20231

# RESPONSE TO NOTICE TO FILE MISSING PARTS

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application mailed January 29, 2002, enclosed are:

- 1. One (1) copy of the Notice to File Missing Parts of Nonprovisional Application mailed January 29, 2002 (1 page);
- 2. One (1) executed Declaration For Patent Application (4 pages);
- 3. Check No. 501021 in the amount of \$912.00; and
- 4. Return Receipt Postcard.

# **CERTIFICATION UNDER 37 CFR §1.8**

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, March 20, 2002, in an envelope addressed to: Box MISSING PARTS, Commissioner for Patents, Washington, D.C. 20231.

Aldon Griffis

(Name of Person Mailing Paper)

March 20, 2002

(Signature)

...

Gray Cary\GT\6285197.1 101668-62 In re Application of:

Albani et al.

Application No.: 10/001,938 Filed: October 31, 2001

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PATENT Attorney Docket No.: UCSD1360-1

Applicants claim small entity status in the above-identified application. Pursuant to 37 C.F.R. § 1.27, a verified statement claiming small entity status is not required.

The filing fee has been calculated as follows.

	Number Filed		Number Extra		Rate		Fee		
					Small Entity	Large Entity		Small Entity	Large Entity
Total Claims	73-20	=	53	х	\$09	\$18	=	\$477.00	\$ .00
Independent Claims	3-3	==	0	х	\$42	. \$84	=	\$ 0.00	\$ .00
Multiple Dependent Claims Presented: Yes X No					\$140	\$280		\$ .00	\$ .00
BASIC FEE							\$ 370.00	\$ 740.00	
					SURCHARGE FEE			\$ 65.00	\$ 130.00
					TOTAL FEE			\$ 912.00	\$ .00

Enclosed is Check No. 501021 in the total amount of \$912.00; which consists of \$370.00 for the filing fee, \$477.00 for 53 total claims over 20 claims and \$65.00 for the surcharge fee. The Commissioner is hereby authorized to charge any other fees that may be associated with this communication, or credit any overpayment to Deposit Account No. 50-1355. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: March 20, 2002

Richard J. Imbra

Registration No. 37,643

Telephone: (858) 677-1496 Facsimile: (858) 677-1465

**USPTO CUSTOMER NUMBER 28213** 

GRAY CARY WARE & FREIDENRICH LLP 4365 Executive Drive, Suite 1100 San Diego, California 92121-2133

# FEB 0 8 2002







PATENT AND TRADEM

COMMISSIONER FOR PATENTS United States Patent and Trademark Office WASHINGTON, D.C. 20231 www.uspto.gov

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/001,938

10/31/2001

Salvatore Albani

UCSD1360-1

28213 **GARY CARY WARE & FRIENDENRICH LLP** 4365 EXECUTIVE DRIVE **SUITE 1600** SAN DIEGO, CA 92121-2189

**CONFIRMATION NO. 8878 FORMALITIES LETTER** \*OC000000007384717\*

Date Mailed: 01/29/2002

#### NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

# Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing. Applicant must submit \$ 370 to complete the basic filing fee for a small entity.
- Total additional claim fee(s) for this application is \$477.
  - \$477 for 53 total claims over 20.
- · The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(I) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 912.

A copy of this notice MUST be returned with the reply.

**Customer Service Center** 

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

04/01/2002 CCHAU1 00000077 10001938

02 FC:203 03 FC:205

477.00 GP

65.00 OP